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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
GREGORY ALEXANDER, )  
 )  
Defendant. )

No. CR 09-00719 MHP

STIPULATION AND ~~[PROPOSED]~~  
ORDER EXCLUDING TIME FROM  
JANUARY 31, 2011, TO APRIL 25, 2011.

With the agreement of the parties in open court on January 31, 2011, and with the consent of the defendant Gregory Alexander, the Court enters this order (1) setting a status conference in District Court on April 25, 2011, at 10:00 a.m., and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from January 31, 2011, to April 25, 2011. The Court finds and holds, as follows:

1. Counsel for the defendant, who is not in custody and was not present in court, represented that the parties had discussed progress in the matter and anticipated resolving the case. Counsel for both parties referred the Court to a prior stipulation filed under seal. The

[PROPOSED] ORDER EXCLUDING TIME  
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1 defendant requested that time be excluded from the Speedy Trial Act from January 31, 2011, to  
2 April 25, 2011, to allow defense counsel further preparation and to allow the parties to conduct  
3 needed investigation. The government agreed to the proposed exclusion of time.

4 2. The Court finds that, taking into account the public interest in the prompt disposition of  
5 criminal cases, granting the continuance to April 25, 2011, is necessary for effective preparation  
6 of defense counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). Given these circumstances, the Court finds  
7 that the ends of justice served by excluding the period from January 31, 2011, to April 25, 2011,  
8 outweighs the best interest of the public and the defendant in a speedy trial. 18 U.S.C. §  
9 3161(h)(7)(A).

10 3. Accordingly, and with the consent of the defendant, the Court (1) sets a status hearing on  
11 April 25, 2011 at 10:00 a.m., and (2) orders that the period from January 31, 2011, to April 25,

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2011 is excluded from Speedy Trial Act computation under 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).

IT IS SO STIPULATED.

Dated: January 31, 2011

Respectfully submitted,

MELINDA HAAG  
United States Attorney

/s/  
MICHELLE J. KANE  
Assistant United States Attorney

Dated: January 31, 2011

BARRY PORTMAN  
Federal Public Defender

/s/  
ELIZABETH FALK  
Assistant Federal Public Defender  
Counsel for Gregory Alexander

IT IS SO ORDERED.

DATED: 2/1/2011 \_\_\_\_\_

MARILYN HALL PATEL  
United States District Judge

